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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/674,909	09/30/2003	Timothy Brian Nestor	030627/267422	9010
826 7590 04/20/2009				
ALSTON & BIRD LLP				
BANK OF AMERICA PLAZA				
101 SOUTH TRYON STREET, SUITE 4000				
CHARLOTTE, NC 28280-4000				
EXAMINER				
NGUYEN, PHU HOANG				
ART UNIT		PAPER NUMBER		
1791				
MAIL DATE		DELIVERY MODE		
04/20/2009		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Interview Summary	Application No. 10/674,909		Applicant(s) NESTOR ET AL.	
	Examiner PHU H. NGUYEN		Art Unit 1791	

All participants (applicant, applicant's representative, PTO personnel):

(1) PHU H. NGUYEN.

(3) Christopher Humphrey.

(2) Phillip Tucker.

(4) ____.

Date of Interview: 15 April 2009.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: ____.

Claim(s) discussed: 1.

Identification of prior art discussed: Jakob (U.S. 5129408), Perfetti (U.S. 4924888).

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Discussed about the basis for the proposed amended claim 1. Applicant presents that the proposed amendment added the specific blend of tobacco, aerosol forming material and their combination within the smokable material and clarifies the amount of aerosol forming material applied to the tobacco pulp exceeds the amount of aqueous extract applied to the tobacco pulp. The examiner will consider these points on the next Office action.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

	/Philip C Tucker/ Supervisory Patent Examiner, Art Unit 1791
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